

## Message Text

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41

ACTION OES-06

INFO OCT-01 EA-07 ISO-00 EB-07 ERDA-05 COME-00 ACDA-07

CIAE-00 INR-07 IO-13 L-03 NSAE-00 NSC-05 NRC-05

FEAE-00 DODE-00 /066 W

----- 117404

R 260836Z APR 76

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 8724

LIMITED OFFICIAL USE TOKYO 6099

E.O. 11652: N/A

TAGS: ETRD, JA

SUBJECT: DOC EXPORT CASES

REF: A. TOKYO 4948, B. STATE 95778

1. EMBASSY CALLED MOFA (TAKABE) AND STATED NEED FOR WRITTEN ASSURANCES OF CONFIDENTIALITY AS STIPULATED PARA 1 REFTEL B. TAKABE EXPRESSED OPINION THAT THIS WOULD BE NO PROBLEM. HOWEVER, HE RETURNED CALL 4/26 TO REPORT THAT MOFA LEGAL ADVISOR HAD RULED THAT THERE WAS NO GOJ LEGAL FRAMEWORK FOR ISSUANCE OF FORMAL ASSURANCES, APPARENTLY AS APPLIED PARTICULARLY TO INFO GIVEN TO PRIVATE PARTIES INVOLVED. EMBOFF STRESSED IN REPLY THAT DOC COULD NOT ACT UNDER U.S. LAW WITHOUT FORMAL ASSURANCES.

2. TAKABE MADE COUNTERPROPOSAL THAT COULD HELP SOLVE PROBLEM. HE SAYS THAT U.S. APPLICANTS FOR EXPORT LICENSES ATTACH TO THEIR APPLICATIONS A COPY OF MITI IMPORT CERTIFICATE WHICH HAS BEEN PREPARED

FOR COCOM PURPOSES. IF DOC CAN PROVIDE SERIAL NUMBERS OF MITI CERTIFICATES FOR REMAINING CASES IN QUESTION, CASES CAN THEN BE TRACED THROUGH MITI RECORDS.

3. OF THREE OUTSTANDING CASES NOTED REFTEL A, MITI HAS NOW LOCATED IMPORTER FOR CASE NO. 192848. IMPORTER HAS LIMITED OFFICIAL USE

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NOT YET COMPLIED WITH GOJ PROCEDURES FOR CONTROL OF

MATERIAL UPON RECEIPT. USG NEED NOT CONSIDER FURTHER ACTION ON THIS CASE AS REGARDS MITI CERTIFICATE NUMBER PER PARA 2 ABOVE. OTHER TWO CASES STILL NOT IDENTIFIED AND PARA 2 ABOVE APPLICABLE.

4. FYI: MITI AND MOFA RECORDS SHOW THAT TOTAL OF 16 CASES ARE OUTSTANDING. NOTIFICATION TO GOJ WASH. EMBASSY TO ISSUE AUTHORIZED PERSONS LETTERS BEING SENT TODAY OR TONIGHT FOR 13 OF CASES. REMAINING 3 ARE THOSE REFERRED TO IN PARA 2 ABOVE AND REFTEL B. HODGSON

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NUCLEAR ENERGY, EXPORT LICENSES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 26 APR 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** izenbei0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976TOKYO06099  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760157-0904  
**From:** TOKYO  
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**Legacy Key:** link1976/newtext/t19760421/aaaaarlp.tel  
**Line Count:** 72  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION OES  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 TOKYO 4948, 76 STATE 95778  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** izenbei0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 22 SEP 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** WITHDRAWN <26 MAY 2004 by buchant0, 3.4.X6>; RELEASED <22 SEP 2004 by BoyleJA>; APPROVED <29 SEP 2004 by izenbei0>  
**Review Markings:**

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**Review Media Identifier:**  
**Review Referrals:** n/a  
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**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** DOC EXPORT CASES  
**TAGS:** ETRD, TECH, JA, US  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006